

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

CHARLESTON DIVISION

IN RE: ETHICON, INC.
PELVIC REPAIR SYSTEMS
PRODUCTS LIABILITY LITIGATION

MDL 2327

THIS DOCUMENT RELATES TO CASES
IDENTIFIED ON EXHIBIT A

**TRANSFER ORDER
FOR CASES ON EXHIBIT A**

The individual cases on Exhibit A were directly filed in the United States District Court for the Southern District of West Virginia and are related to MDL 2327 (“Ethicon MDL”), 2:12-md-2327, one of seven MDLs assigned to me by the Judicial Panel on Multidistrict Litigation and totaling over 100,000 cases since inception. Of the approximately 39,616 cases originally filed in or transferred to the Ethicon MDL, 1,474 remain. Of the remaining 1,474 cases, 78 are listed on Exhibit A and are ready to be transferred to the appropriate jurisdiction. In particular, the time to conduct discovery is complete in the cases on Exhibit A, and the parties have had time to file dispositive and *Daubert* motions, responses and replies. For the convenience of the parties and in order to promote the final resolution of these cases, it appears to the court that the cases would be more expeditiously concluded in the venues from which they arise. The parties have indicated collectively to the court or the court has determined that proper venue resides in the United States District Courts identified in Exhibit A. ***Upon transfer, I urge the receiving court to immediately set these cases for trial without reopening discovery. Further discovery will only result in unjust delay. Extensive development of these cases over a period of years has made such further action completely unnecessary.***

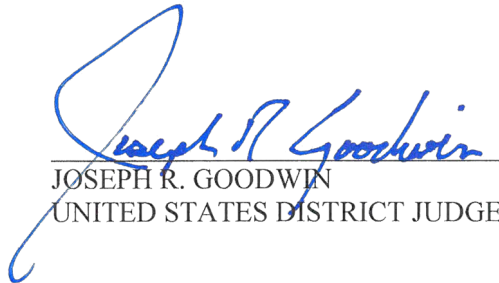
Accordingly, pursuant to 28 U.S.C. § 1404(a), it is **ORDERED** that on **October 30, 2019** (14 days after the date of entry of the order) (hereinafter the “Transfer Date”) the cases identified on Exhibit A that are *still pending* shall be transferred to the United States District Courts identified on Exhibit A. On or before **October 29, 2019** (13 days after the date of entry of the order), the parties are **ORDERED** to confer and to file in each individual member case identified in Exhibit A, all documents from the main MDL that the parties jointly deem relevant to constitute an appropriate record for the receiving court to consider. When filing the documents from the main MDL, the parties are directed to use the CM/ECF event entitled “Designation of Record for MDL Transfers” (available under Civil > Other Filings > Other Documents). When completing the event, the “Main Document” should be the list of joint designations from the main MDL, and the “Attachments” should be each individual document on the joint designation list with the “Description” being the ECF number and a brief description of the document (i.e. ECF 96 – Joint Stipulation of Experts). All cases on Exhibit A that are pending on the Transfer Date shall be transferred, and the parties shall bear the consequences in the receiving court of any failure to prepare an appropriate record as directed in this order. The parties and the receiving court are advised that all Pretrial Orders entered in this matter are available for review on the court’s website at www.wvsd.uscourts.gov/MDL/2327/orders.html and the master docket sheet can be found on this court’s CM/ECF at 2:12-md-2327. *Finally, the court advises the parties that while the docket of the individual case will transfer to the receiving court, it is the parties’ responsibility to follow the receiving court’s procedure for identifying any individual motions that remain pending and in need of ruling.*

On the Transfer Date, the Clerk is hereby **DIRECTED** to use the appropriate function in CM/ECF to extract each member case listed on Exhibit A that remains pending and transfer it to

the corresponding United States District Court listed on Exhibit A. After transfer of each member case listed in Exhibit A that is not dismissed prior to the Transfer Date, the Clerk is **DIRECTED** to formally close the case and strike it from the docket of this court.

The court further **DIRECTS** that a copy of this order and Exhibit A be filed in every case listed on Exhibit A and sent to counsel of record or any unrepresented party for the cases listed on Exhibit A.

ENTER: October 16, 2019



JOSEPH R. GOODWIN
UNITED STATES DISTRICT JUDGE

EXHIBIT A

	Case Style	Civil Action	Transfer Jurisdiction
1	Miller v. Ethicon, LLC	2:13-cv-02249	Alabama, Northern District
2	Fountain et al v. Ethicon, Inc. et al	2:13-cv-03736	Alabama, Southern District
3	Granillo et al v. Ethicon, Inc. et al	2:13-cv-06575	Arizona
4	Wininger v. Ethicon, Inc. et al	2:13-cv-00284	California, Central District
5	Gonzalez et al v. Ethicon, Inc. et al	2:13-cv-04844	California, Central District
6	Close et al v. Ethicon, Inc. et al	2:13-cv-05940	California, Eastern District
7	Zastrow et al v. Ethicon, Inc. et al	2:13-cv-02421	Colorado
8	Beck et al v. Ethicon, Inc. et al	2:13-cv-06658	Florida, Middle District
9	Nadelbach et al v. Ethicon, Inc. et al	2:13-cv-00353	Florida, Southern District
10	Paris et al v. Ethicon, Inc. et al	2:12-cv-01759	Georgia, Middle District
11	Scott v. Ethicon, Inc. et al	2:12-cv-07846	Georgia, Northern District
12	Nave v. Ethicon, Inc. et al	2:13-cv-05127	Georgia, Northern District
13	Capes v. Ethicon, Inc. et al	2:13-cv-06571	Georgia, Northern District
14	Nix et al v. Ethicon, Inc. et al	2:13-cv-06574	Georgia, Northern District
15	Smith et al v. Johnson & Johnson et al	2:15-cv-10153	Georgia, Northern District
16	Statham v. Ethicon, Inc. et al	2:13-cv-00661	Georgia, Northern District
17	Humbert v. Ethicon, Inc. et al	2:12-cv-04170	Illinois, Northern District
18	Justice v. Ethicon, Inc. et al	2:12-cv-03285	Illinois, Southern District
19	Goins v. Ethicon, Inc. et al	2:12-cv-03289	Illinois, Southern District
20	Norris v. Ethicon, Inc. et al	2:12-cv-03294	Illinois, Southern District
21	Stace et al v. Ethicon, Inc. et al	2:12-cv-09243	Indiana, Northern District
22	Foster et al v. Ethicon, Inc. et al	2:13-cv-06679	Indiana, Northern District
23	Godwin et al v. Ethicon, Inc. et al	2:12-cv-03226	Kentucky, Eastern District
24	Soloman v. Ethicon, Inc. et al	2:12-cv-03233	Kentucky, Western District
25	Paretti v. Ethicon, Inc. et al	2:13-cv-00821	Louisiana, Eastern District
26	Wilson v. Ethicon, Inc. et al	2:13-cv-00823	Louisiana, Eastern District
27	Green et al v. Ethicon, Inc. et al	2:13-cv-00843	Louisiana, Eastern District
28	Hoffmann v. Ethicon, Inc. et al	2:13-cv-01284	Louisiana, Eastern District
29	Williams v. Ethicon, Inc. et al	2:13-cv-06215	Louisiana, Eastern District
30	Schaffer v. Ethicon	2:12-cv-3229	Louisiana, Western District
31	Abadie v. Ethicon	2:12-cv-7356	Louisiana, Western District
32	Stevens v. Ethicon, Inc. et al	2:13-cv-01210	Maine
33	Thompson et al v. Ethicon, Inc. et al	2:12-cv-09074	Maryland
34	Oliveira v. Ethicon, Inc. et al	2:12-cv-09062	Massachusetts
35	Chapman et al v. C. R. Bard, Inc.	2:12-cv-05479	Michigan Eastern District
36	Leith v. Ethicon, Inc. et al	2:12-cv-08079	Minnesota
37	Nelson et al v. Ethicon, Inc. et al	2:13-cv-00729	Mississippi, Southern District
38	Hall et al v. Ethicon, Inc. et al	2:13-cv-02931	Missouri, Eastern District
39	Seely v. Ethicon, Inc. et al	2:13-cv-03281	Missouri, Western District
40	Eads v. Ethicon, Inc. et al	2:13-cv-03284	Missouri, Western District
41	Hook et al v. Boston Scientific	2:13-cv-01180	Nevada
42	Kessler et al v. Ethicon, Inc. et al	2:13-cv-01211	Nevada

EXHIBIT A

	Case Style	Civil Action	Transfer Jurisdiction
43	Kountz et al v. Ethicon, Inc. et al	2:13-cv-01798	Nevada
44	Hite et al v. Ethicon, Inc. et al	2:13-cv-04693	Nevada
45	Parr v. Ethicon	2:12-cv-6637	New Jersey
46	Gonzalez-Torres et al v. Ethicon, Inc. et al	2:13-cv-01272	New Jersey
47	Balura et al v. Ethicon, Inc. et al	2:12-cv-07854	New York, Northern District
48	Lancaster et al v. Ethicon, Inc. et al	2:13-cv-01271	New York, Northern District
49	Lowell et al v. Ethicon, Inc. et al	2:13-cv-01801	New York, Northern District
50	Mullins et al v. Ethicon, Inc. et al	2:13-cv-01642	Ohio, Northern District
51	Vonach et al v. Ethicon, Inc. et al	2:13-cv-01698	Ohio, Northern District
52	Kyser v. Ethicon, Inc. et al	2:13-cv-03048	Ohio, Southern District
53	Cawthorne et al v. Ethicon, Inc. et al	2:13-cv-06218	Oklahoma, Eastern District
54	Ouchida v. Ethicon, Inc. et al	2:13-cv-04087	Oregon
55	Sciumbata et al v. Ethicon, Inc. et al	2:12-cv-07037	Pennsylvania, Eastern District
56	Bernard v. Ethicon, Inc. et al	2:13-cv-02932	Pennsylvania, Eastern District
57	Sutton et al v. Ethicon, Inc. et al	2:13-cv-04090	Pennsylvania, Eastern District
58	Searle-Rittle v. Ethicon, Inc. et al	2:12-cv-06734	Pennsylvania, Middle District
59	Santana v. Ethicon, Inc. et al	2:12-cv-07849	Pennsylvania, Middle District
60	Maurer et al v. Ethicon, Inc. et al	2:13-cv-04834	Pennsylvania, Middle District
61	McCaffrey v. Ethicon, Inc. et al	2:12-cv-09706	Pennsylvania, Western District
62	Mitchell et al v. Ethicon, Inc. et al	2:13-cv-01697	South Carolina
63	Gardner v. Ethicon, Inc. et al	2:13-cv-03724	South Carolina
64	Webb et al v. Ethicon, Inc. et al	2:12-cv-03136	Tennessee, Eastern District
65	Shull et al v. Ethicon, Inc. et al	2:12-cv-02296	Tennessee, Middle District
66	McNabb v. Ethicon, Inc. et al	2:12-cv-02483	Tennessee, Middle District
67	Carver et al v. Ethicon, Inc. et al	2:13-cv-05122	Tennessee, Middle District
68	Famigletti et al v. Ethicon, Inc. et al	2:12-cv-06576	Texas, Northern District
69	Coates v. Ethicon, Inc. et al	2:12-cv-07109	Texas, Northern District
70	Patterson v. Ethicon, Inc. et al	2:12-cv-08315	Texas, Northern District
71	Castillo et al v. Ethicon, Inc. et al	2:13-cv-01991	Texas, Northern District
72	Hill v. Ethicon, Inc. et al	2:13-cv-03279	Texas, Northern District
73	Carver v. Ethicon, Inc. et al	2:12-cv-08616	Utah
74	Meszaros v. Ethicon, Inc. et al	2:12-cv-09246	Virginia, Eastern District
75	Grubbs et al v. Ethicon, Inc. et al	2:13-cv-05120	Virginia, Eastern District
76	Boyd v. Ethicon	2:12-cv-04047	Virginia, Western District
77	Lawson v. Ethicon, Inc. et al	2:13-cv-06573	Virginia, Western District
78	Delsart v. Ethicon, Inc. et al	2:13-cv-03827	Wisconsin, Eastern District